

JUL 15 2005

PTO/SB/21 (09-04)

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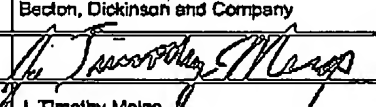
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/660,781	
	Filing Date	09/12/2003	
	First Named Inventor	Richard David Guarino	
	Art Unit	1851	
	Examiner Name	Afremova, Vera	
Total Number of Pages in This Submission	3	Attorney Docket Number	P-5789

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

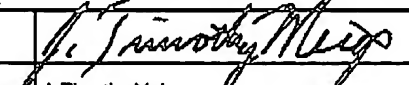
## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Bedon, Dickinson and Company		
Signature			
Printed name	J. Timothy Meigs		
Date	July 15, 2005	Reg. No.	38,241

## CERTIFICATE OF TRANSMISSION/MAILING

571-273-8300

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	J. Timothy Meigs	Date	July 15, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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10/660,781  
P-5769

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: GUARINO, et al.  
Title: COVALENTLY ATTACHED COLLAGEN VI FOR CELL  
ATTACHMENT AND PROLIFERATION  
Application No.: 10/660,781  
Confirmation No.: 5859  
Filing Date: 09/12/2003  
Examiner: AFREMOVA, VERA  
Art Unit: 1651

REPLY TO RESTRICTION REQUIREMENT

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

Sir:

In response to the Examiner's restriction requirement under 35 U.S.C. § 121, dated June 17, 2005, the period of response being one (1) month, Applicant elects claim Group I (claims 1, 2, 13-16 and 5-12 (depending on claim 1)) without traverse.

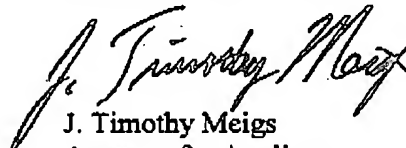
In response to the Examiner's requirement that Applicant elect a single disclosed species that is one of the CAR materials cited in claim 5, Applicant elects hyaluronic acid (HA) without traverse. All of the Group I claims (claims 1, 2, 13-16 and 5-12 (depending on claim 1)) are believed to read on this elected species. Applicant respectfully reminds the Examiner that MPEP § 809.02(a) requires that "upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141."

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Applicant also respectfully reminds the Examiner that MPEP § 821.04 (the section on Rejoinder) requires that "if applicant elects claims directed to the product, and a product claim is subsequently found allowable, withdrawn process claims which depend from or otherwise include all the limitations of the allowable product claim will be rejoined." MPEP § 821.04 further states: "Where the application as originally filed discloses the product and the process for making and/or using the product, and only claims directed to the product are presented for examination, when a product claim is found allowable, applicant may present claims directed to the process of making and/or using the patentable product by way of amendment pursuant to 37 CFR 1.121."

Applicant does not believe that any fees are due. However, if necessary, the Commissioner is hereby authorized to charge any fees that are due or credit any overpayment to Deposit Account No. 02-1666. Applicant expressly reserves the right to the non-elected subject matter including the right to file one or more continuation and/or divisional applications to that subject matter as now embraced in the non-elected subject matter. Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Applicant's undersigned attorney at the telephone number shown below.

Respectfully submitted,



J. Timothy Meigs  
Attorney for Applicant  
Registration No. 38,241  
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Franklin Lakes, New Jersey 07417  
July 15, 2005